

Docket No. 1232-4566

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Masatoshi NAGANO

Group Art 2622

Serial No.: 09/396,244

Examiner: Cheukfan LEE

Filed: September 15, 1999

For: IMAGE SCANNING APPARATUS AND METHOD, AND STORAGE MEDIUM

**PETITION TO WITHDRAW FROM ISSUE
PURSUANT TO 37 C.F.R. § 313(c)(2)****FAX RECEIVED**

JAN 23 2006

OFFICE OF PETITIONSMail Stop **BOX 313c**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This Petition to Withdraw from Issue Pursuant To 37 C.F.R. § 313(c)(2) is submitted to withdraw the above-identified application from issue *after* payment of the issue fee, which was submitted on March 3, 2005. Withdrawal is sought pursuant to 37 C.F.R. § 1.313(c)(2) to permit consideration of a Request for Continued Examination (RCE) in compliance with 37 C.F.R. § 1.114, together with an Information Disclosure Statement (IDS) to reflect consideration of references identified in a December 14, 2005 Office Action in related application serial no. 10/974,522. Applicant respectfully requests that the Commissioner grant this petition to withdraw this case from issue.

01/24/2006 CKHLOK 00000004 134500 09396244

01 FC:1464 130.00 DA

Serial No.: 09/396,244

Atty. Docket No. 1232-4566

The commissioner is hereby authorized to charge the following fees:

- the amount of \$130.00 to cover the petition fee under 37 C.F.R. § 1.17(h);
- the amount of \$790.00 to cover the RCE fee under 37 C.F.R. § 1.17(e)

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES WHICH MAY BE REQUIRED BY THIS PAPER, OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 13-4500, ORDER NO. 1232-4566. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 23, 2006

By: 

Matthew K. Blackburn
Registration No. 47,428

Correspondence Address:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 09/396,244 Confirmation : 7154
Applicant(s) : Masatoshi NAGANO
Filed : September 15, 1999
Title : IMAGE SCANNING APPARATUS AND METHOD, AND STORAGE
MEDIUM
Art Unit : 2622
Examiner : Chcukfan LEE
Docket No. : 1232-4566
Customer No. : 27123

FAX RECEIVED

JAN 23 2006

OFFICE OF PETITIONS**VIA FACSIMILE (571) 273-0025**

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the attached Petition to Withdraw from Issued Pursuant to 37 C.F.R. 1.313(c)(2) (2 page(s)), Request for Continued Examination Transmittal (1 page(s)), Information Disclosure Statement (1 page(s)), Form 1449A (1 page(s)) are being transmitted along with this Certificate of Facsimile Transmission (1 page) on the date shown below to Mail Stop 313(c), at the following facsimile number: (571) 273-0025.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 23, 2006By: 

Matthew K. Blackburn
Registration No. 47,428

Correspondence Address:

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